






Legislation and Planning Committee Meeting (L&P)
Crowne Plaza West, Richmond
Friday, August 10, 2012
9:00 A.M.


Members Present:	Members Absent:	Staff:	Others:
Chris Eudailey, Chair	Byron Andrews (excused)	Scott Winston	Gary Samuels
Michael Player		Gary Brown	Kent Weber
Ed Rhodes		Michael Berg	
Rob Logan, Vice-Chair		Tim Perkins	
Matt Tatum			
Gary Dalton			
Art Lipscomb			

Topic/Subject	Discussion	Recommendations, Action/Follow-up; Responsible Person
OPENING	<p>Mr. Chris Eudailey called the meeting to order at 9 AM. The minutes from Friday, May 18, 2012 were reviewed. The minutes were approved with the following revisions:</p> <p> 2012May18 v2 LP Committee Meeting M</p> <p>Page 2 - Last paragraph under OEMS update</p> <p>A budget amendment was submitted to use a portion of the \$2.00 being diverted to the General Fund. The original proposal in the Governor's budget was to take it from the training funds that we wanted to use for testing costs.</p> <p>Page 3 - HB 533 was tabled in House Appropriations, SB 312 was carried over</p> <p>Page 4 - only one bill to remove the number of lights on a personal vehicle</p> <p>Page 4 - Probably what I said at the time concerning the LODA workgroup, but it only consists of the Governor's cabinet and two legislators, none of the public safety reps are included this time.</p>	<p>Motion to approve the May 18, 2012 meeting minutes with revisions made by Ed Rhodes. Seconded by Michael Player. The Committee voted unanimously to approve the minutes.</p>

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	<p>Page 5 - under New Business Second line misspelled Assembly</p>	
OEMS UPDATE	<p>Mr. Winston informed the committee to refer to the OEMS quarterly state EMS Advisory Board report for updates on key activities. The report is posted on the OEMS Web site at: http://www.vdh.virginia.gov/OEMS/AdvisoryBoard/ABQuarterlyReports.htm.</p> <p>Mr. Winston shared several OEMS personnel updates with the committee. Ms. Marian Hunter has been promoted to fill the vacant Public Relations Coordinator position. Efforts are underway to recruit candidates for Marian's old position of Public Relations Assistant. Mr. Andy Daniel has resigned as an EMS Program Representative to pursue a degree in medicine.</p>	
STATE EMS PLAN UPDATE	<p>Mr. Tim Perkins provided an update on the status of the state EMS Plan. A number of handouts were distributed to the committee members in advance of the meeting.</p> <div style="text-align: center;">  State Strategic EMS Plan Timeline Update </div> <p>“State Strategic EMS Plan Timeline,” –</p> <div style="text-align: center;">  Planning Summit overview.pdf </div> <p>“OEMS Planning Summit Overview,” –</p> <div style="text-align: center;">  Strategic Plan Informational Document </div> <p>“Virginia's State EMS Plan,” –</p> <div style="text-align: center;">  State EMS Advisory Board Committee Plan </div> <p>“State EMS Advisory Board, Standing Committee Planning Template” –</p> <p>were discussed.</p>	

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	<p>The committee discussed the responsibilities of the committee members during the state EMS plan revision process, reviewing input from the standing committees of the state EMS Advisory Board, conducting open public meetings to solicit comments about the state EMS plan, and posting information on the OEMS Web page to solicit comments.</p> <p>Mr. Ed Rhodes suggested providing a copy of the current state EMS Plan to key stakeholder groups with instructions on how their organizations and members can provide input and comments about the state EMS plan revision process.</p>	
EMS REGULATIONS	<p>Mr. Michael Berg reported that the EMS Regulations packet has been signed off by Governor's office. The proposed final regulations will be published in the Virginia Register of Regulations on or about September 10, 2012. There will be a thirty (30) day public comment period. The Rules and Regulations Committee of the state EMS Advisory Board has scheduled a work session on October 25 to review comments received during the public comment period. Mr. Berg reported that if twenty (25) or more comments are received on any aspect of the EMS Regulations the regulatory process must be suspended for 30 days to solicit additional public comment and a notice must be filed with the Virginia Register for an additional 30-day public comment period, unless it is determined that the changes made are minor or inconsequential in their impact. The comment period, if any, shall begin on the date of publication of the notice in the Register. Agency denial of petitions for a comment period on changes to the regulation shall be subject to judicial review.</p> <p>The following potential "hot button" items related to the EMS Regulations were identified:</p> <ol style="list-style-type: none"> 1) 12VAC5-31-910 pertaining to DUI convictions and the ability to operate an emergency vehicle; EMS agencies responsible for monitoring compliance with all driving criteria set forth in the regulations; 2) 12VAC5-31-1548 pertaining to the transition of EMT Instructors and ALS Coordinators to EMS Education Coordinators within four (4) years of the effective date of the EMS Regulations; 3) 12VAC5-31-940 pertaining to Drug and Substance Abuse, the EMS agency shall have a 	

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	<p>drug and substance abuse policy which includes a process for testing for drugs and intoxicating substances.</p> <p>Mr. Chris Eudailey asked about the conditions under which an individual would have their ability to operate an emergency vehicle revoked by the state. Mr. Art Lipscomb commented about the requirement that agencies must develop and maintain policies that address driver eligibility, record review, and vehicle operation. State should not dictate to department/agency what action must be taken.</p> <p>Mr. Berg commented that he would like to see the EMS Regulation become effective in November 2012.</p>	
Virginia Fire Services Council (VFSC) Legislative Summit	<p>The VFSC Legislative Summit was held on July 19, 2012 at the VAVRS state office in Oilville, VA. Discussion at the Summit focused on three (3) main topics:</p> <ol style="list-style-type: none"> 1) Funding for Line of Duty Act (LODA). A draft resolution is being prepared to request the state to resume responsibility for funding LODA benefits. Draft resolution is being reviewed by key stakeholder groups. A bill will be drafted for introduction to the 2013 session of the VA General Assembly. 2) Protect EMS Fund. Efforts are underway to protect \$4.25 portion of motor vehicle registration fees allocated for EMS. The restoration of interest funding from the EMS Fund will also be pursued. 3) Aid to Locality (ATL) Funding. Surcharge on insurance premiums create funding source for fire services in VA. A group is working on protecting ATL funding as well as restoring interest funding from ATL. <p>There are three (3) workgroups developing information for a booklet that will be printed and distributed to every legislator and key stakeholder group.</p> <p>A request was made to send minutes from legislative meetings held by VFSC to members of the Legislation and Planning Committee.</p> <p>Mr. Player requested OEMS to distribute published legislative package prepared by VFSC to the</p>	<p>When available, OEMS staff support to committee will distribute minutes from legislative meetings held by VFSC.</p> <p>OEMS staff will distribute published</p>

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	membership of the Legislation and Planning Committee.	VFSC Legislative package to committee membership.
EMS NEEDS ASSESSMENT	<p>Mr. Winston reviewed the draft EMS Needs Assessment and “supplement” to the needs assessment containing questions related to the development of drug and alcohol abuse policies by EMS agencies to meet the new requirements in the proposed EMS Regulations. The committee members felt the questions were too detailed for the purpose of the initial assessment survey. The committee acknowledged there are a lot of very worthwhile questions to ask, but for an initial assessment, the questions should be more basic and not require a lot of time to complete. It was also stated that we must be careful not to give the survey a tenor of taking a political tact. The questions from the “supplement” may be worthy of a separate more focused issue survey.</p> <p>Mr. Player made a motion to approve the draft EMS Needs Assessment as submitted. Motion was seconded by Ed Rhodes and Rob Logan.</p> <p>During discussion of the motion, Mr. Matt Tatum made a motion to amend question #16 to read, “Has your EMS agency applied for an RSAF grant within the last five (5) years?” Mr. Tatum also commented on question # 24a and the meaning of the term “active.” The committee discussed and decided to leave the definition of the term “active” up to the respondent. Mr. Player amended his original motion to include the change in wording to question # 16 made by Mr. Tatum. The motion was seconded by Mr. Tatum. The committee voted to unanimously</p> <div data-bbox="766 1068 976 1185">  <p>EMS Needs Assessment - version</p> </div> <p>approve the motion.</p>	
NEW BUSINESS	<p>Mr. Lipscomb reported that Richmond International Raceway is offering discounted tickets to Emergency Services personnel to the Federated Auto Parts 400 NASCAR Sprint Cup Series race on Saturday, Sept. 8. Information about purchasing discounted tickets is available on-line at www.rir.com/emergencyservices.</p>	
UNFINISHED BUSINESS	Mr. Eudailey reported that there are two (2) vacancies on the committee. One seat is for a local	

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	government official/representative representing VACO or VML. The other seat is for a representative from the Virginia Hospital and Healthcare Association (VHHA). Mr. Eudailey reported he has signed a memo prepared by OEMS staff that will be sent to the Executive Director/President of VACO, VML and VHHA requesting them to appoint a nominee for the vacant seats on the committee.	
PUBLIC COMMENT Meeting dates for 2012	There was no public comment. The following meeting dates were announced for 2012: Wednesday, November 7 or an alternate date that coincides with the Virginia Fire Services Council Legislative Summit (typically held in October time frame). All meetings will begin at 9 AM unless otherwise indicated.	
ADJOURNMENT	The meeting was adjourned at approximately 10:15 AM	